

AUG 19 2005

Knobbe Martens Olson & Bear LLP*Intellectual Property Law*

2040 Main Street
Fourteenth Floor
Irvine, CA 92614
Tel 949-760-0404
Fax 949-760-9502
kmoob.com

IMPORTANT NOTICE

The information accompanying this facsimile transmission is intended only for the use of the recipient named below. The information may contain confidential information which may also be legally privileged. If you have received this facsimile in error, please immediately notify us by telephone to arrange for return of the original documents to us. Any disclosure, copying, distribution or the taking of any action in reliance on the contents of faxed information received in error is strictly prohibited.

CERTIFICATE OF FAX TRANSMISSION

I hereby certify that this correspondence and all marked attachments are being facsimile transmitted to the Patent and Trademark Office on the date shown below:

August 19, 2005

[Signature]
Glen L. Nuttall, Reg. No. 46,188

FACSIMILE TRANSMITTAL SHEET

TO: Examiner R.W. Chin
FIRM: UNITED STATES PATENT AND TRADEMARK OFFICE
GROUP ART UNIT: 3711 SERIAL NO.: 10/056,893
FILING DATE: January 24, 2002 CLIENT CODE: LOCHT.116A
FAX NO.: (703) 872-9306
FROM: Glen L. Nuttall
TOTAL NUMBER OF PAGES: - 8 - (INCLUDING COVER SHEET)
DATE: August 19, 2005
IF YOU DID NOT RECEIVE ALL OF THE PAGES, PLEASE CALL BACK IMMEDIATELY.

Facsimile Operator Phone Number: (949) 760-0404
Direct Line to Machine: (949) 760-9502

MESSAGE: Enclosed for filing in the above-identified patent application is a Copy of Transmittal, Copy of renewed Petition to Withdraw Holding of Abandonment, Copy of Fax Transmittal Sheet, and Copy of Auto-Reply fax transmission from PTO.

1880784/081905

550 West C Street
Suite 1200
San Diego CA 92101
Tel 619-235-9550
Fax 619-235-0176

One Sansome Street
Suite 3500
San Francisco CA 94104
Tel 415-394-4114
Fax 415-394-4114

1901 Avenue of the Stars
Suite 1500
Los Angeles CA 90067
Tel 310-551-3450
Fax 310-551-3450

3403 Tenth Street
Suite 700
Riverside CA 92501
Tel 951-781-9231
Fax 951-781-9231

1114 Marsh Street
San Luis Obispo CA 93401
Tel 805-547-5580
Fax 805-547-5590

James B. Bear
Darrell L. Olson*
William B. Bunker
William H. Nieman
Arthur S. Rose
James F. Lesniak
Ned A. Israelson
Drew B. Hamilton
John B. Sganga, Jr.
Edward A. Schlatter
Gerard von Hoffmann
Joseph R. Re
Catherine J. Holland
John M. Carson
Karen Vogel Well
Andrew H. Simpson
Jeffrey L. Van Hooser
Daniel E. Altman
Stephen C. Jensen
Vito A. Canuso III
William H. Shreve
Lynda J. Zadra-Symest
Steven J. Natupsky
Paul A. Stewart
Joseph F. Jennings
Craig S. Summers
AnneMarie Kelsier
Brenton R. Babcock
Thomas F. Smegall, Jr.
Michael H. Tranholm
Diane M. Reed
Ronald J. Schoenbaum
John R. King
Frederick S. Berrella
Nancy W. Vensko
John P. Glezentanner
Adele S. Akhtar
Thomas R. Arno
David M. Weiss
Daniel Hart, Ph.D.
Douglas G. Muehlhauser
Lori Leo Yamato
Michael K. Friedland
Dale C. Hunt, Ph.D.
Stacey R. Halpern
Lee W. Henderson, Ph.D.
Mark M. Abumeri
Jon W. Gurka
John W. Holcomb
Joseph M. Reisman, Ph.D.

Michael L. Fuller
Eric M. Nelson
Mark R. Benedict, Ph.D.
Paul N. Conover
Robert J. Roby
Sabine H. Lee
Karoline A. Delaney
Joseph S. Clamfrani
William R. Zimmerman
Paul C. Stelshardt
Eric S. Furman, Ph.D.
Susan M. Natland
James W. Hill, M.D.
Rose M. Thiesse, Ph.D.
Michael A. Guiliano
Mark J. Kertz
Rabinder N. Narula
Bruce S. Ickhewitz, Ph.D.
John M. Grover
Mallory K. De Martier
Irfan A. Latief
Amy C. Christensen
Mark J. Gallagher, Ph.D.
David G. Jankowski, Ph.D.
Brian C. Horne
Payson LeMaitre
Shella N. Swaroop
Ben A. Katzenellenbogen
Andrew N. Merckel, Ph.D.
Thomas P. Krzominski
Deborah S. Shepherd
Glen L. Nuttall
Tirzah Abé Lowe
Sanjivpal S. Gill
Michael S. Okamoto
Sharon S. Ng
Linda H. Liu
James P. Herkenhoff
Scott Lorea Murray
Andrew M. Douglas
Marc T. Morley
Salma A. Merani, Ph.D.
Sam K. Tahmassebi, Ph.D.
Christy G. Lea
Jonathan A. Hyman
Curtiss C. Dosier
Joseph J. Mallon, Ph.D.
Sean M. Murray
Eleanor Niu
J. David Everedtt

Perry D. Oldham
Jerry L. Hoffer, Ph.D.
Russell M. Seide
Abraham W. Chuang
Pui Tong Ho, Ph.D.
Erik T. Anderson
Jesse A. Rothwell
Danielle Klauener
Kyle F. Schlüter
Gregory A. Hermanson
Zi Y. Wong
John N. Kandara
Matthew S. Pfeiffer
Darryl H. Stienema, Ph.D.
Lauren J. Keller
Ted M. Canham
Carol M. Pitzel
Jesus A. Villalta
Sheila R. Gibson
Andrew I. Kimmel
Curtis R. Hoffman
Tina Chen
Brenden Gingrich, Ph.D.
Christopher L. Ross
Don W. Anthony, Ph.D.
John G. Rickanbrode
Aaron D. Barker
Christina A. Fox
M. Todd Hales
Ell A. Looft, Ph.D.
Jennifer L. Enmon, Ph.D.
Ryan E. Matnick, Ph.D.
Yana S. Bouris
Philip M. Nelson
Karl L. Klassen
Walter S. Wu, M.D.
Katsuhiko Arji
C. Phillip Pofitor
Mark A. Geler
Nathan E. Dorrance
Marko R. Zorile
Mincheol Kim
Robert J. Yamasaki, Ph.D.
Derek C. Dalvey
Kathleen R. McKian, Ph.D.
Christopher T. Sweeney
Lance F. Stein
John F. Hoag
Kerry S. Taylor, Ph.D.
Ruhil Kumar

Of Counsel
Louis J. Knobbe*
Don W. Martens*
Jerry R. Seiler

Japanese Patent Atty
Katsuhiko Aral

Korean Patent Atty
Mincheol Kim
Heungsoo Choi

Scientists & Engineers
(Non-Lawyers)

Raimond J. Salonsky**
Khuram Rahman, Ph.D.
Che S. Chareskin, Ph.D.,**
James W. Ausley**
Conale C. Tong, Ph.D.**
Suzanne Japson, Ph.D.**
Nira M. Brand**
Tiffany C. Miller**
James W. Chang, Ph.D.**
Marina L. Gorday, Ph.D.**
Keren J. Lenker
Eric B. Ives, Ph.D.**
Raymond D. Smith, Ph.D.
Cort Weitherald
Sam Chang, Ph.D.
Brent C. Moore, Ph.D.
Ali R. Alemozafar, Ph.D.

* A Professional Corporation
† Also Bar Member All Law (Reg. & Trademark)
** U.S. Patent Agent
†† Also Solicitor (Reg. & Trademark)

PATENT

Case Docket No. LOCHT.116A

Date: August 19, 2005

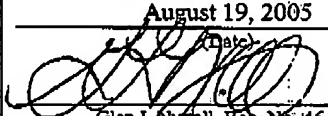
Page 1

In re application of : Thomas J. Lochtefeld
App. No. : 10/056,893
Filed : January 24, 2002
For : SURF TOY ACTION FIGURE AND
SIMULATED SURFING GAME
Examiner : R.W. Chiu
Art Unit : 3711

CERTIFICATE OF FAX TRANSMISSION

I hereby certify that this correspondence and all marked attachments are being transmitted via facsimile to the USPTO Central Fax No. (571) 273-8300 on the date shown below:

August 19, 2005


Glen L. Nuttall, Reg. No. 46,188RECEIVED
CENTRAL FAX CENTER

AUG 19 2005

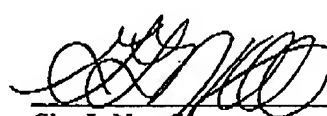
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant fax-filed a Petition to Withdraw Holding of Abandonment to the Office on December 29, 2004. However, this petition is not in the Patent Office file. Accordingly, Applicant is now re-submitting the identical documents that were faxed to the Office on December 29, 2004.

Transmitted herewith in the above-identified application is:

- (X) Copy of Transmittal as fax-filed on December 29, 2004
- (X) Copy of renewed Petition to Withdraw Holding of Abandonment as fax-filed on December 29, 2004
- (X) Copy of Facsimile Transmittal Sheet as fax-filed on December 29, 2004
- (X) Copy Auto-reply Facsimile Transmission from the Patent Office verifying receipt of Applicant's documents filed on December 29, 2004
- (X) The present application qualifies for small entity status under 37 C.F.R. § 1.27.
- (X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.
- (X) PLEASE SEND ALL CORRESPONDENCE TO:
Glen L. Nuttall
Knobbe, Martens, Olson & Bear, LLP
Fourteenth Floor
2040 Main Street
Irvine, CA 92614


Glen L. Nuttall
Registration No. 46,188
Attorney of Record
Customer No. 20,995
(949) 760-0404

1880390/081905

PATENT

Case Docket No. LOCHT.116A

Date: December 29, 2004

Page 1

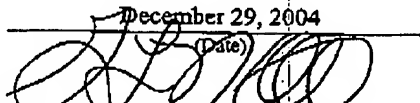
In re application of : Thomas J. Lochtefeld
App. No. : 10/056,893
Filed : January 24, 2002
For : SURF TOY ACTION FIGURE AND
SIMULATED SURFING GAME
Examiner : R.W. Chiu
Art Unit : 3711

CERTIFICATE OF FAX TRANSMISSION

I hereby certify that this correspondence and all
marked attachments are being transmitted via
facsimile to the USPTO Central Fax No. (703)
872-9306 on the date shown below:

December 29, 2004

(Date)



Glen L. Nuttall, Reg. No. 46,188

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

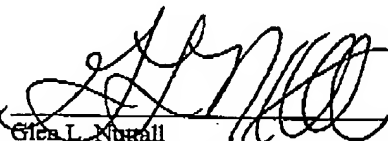
RECEIVED
CENTRAL FAX CENTER

AUG 19 2005

Sir:

Transmitted herewith in the above-identified application is:

- (X) A renewed Petition to Withdraw Holding of Abandonment.
- (X) The present application qualifies for small entity status under 37 C.F.R. § 1.27.
- (X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.
- (X) PLEASE SEND ALL CORRESPONDENCE TO:
Glen L. Nuttall
Knobbe, Martens, Olson & Bear, LLP
Fourteenth Floor
2040 Main Street
Irvine, CA 92614



Glen L. Nuttall
Registration No. 46,188
Attorney of Record
Customer No. 20,995
(949) 760-0404

H:\DOCS\GLN\GLN-8382.DOC
122904



Auto-Reply Facsimile Transmission

TO: Fax Sender at 949 760 9502

Fax Information

Date Received:

Total Pages:

12/29/2004 7:37:30 PM (Eastern Standard Time)
5 (including cover page)

ADVISORY: This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received
Cover
Page

12/29/2004 17:03 FAX 949 760 9502 KMOB D.C. 001

IMPORTANT NOTICE
The information contained in this facsimile transmission is intended only for the use of the recipient named below. The information may contain confidential information which may be legally privileged. If you have received this facsimile in error, please immediately notify us by telephone to destroy the copies of the original documents to which any disclosure, copying, distribution or the taking of any action in reliance on the contents of such information received in error is strictly prohibited.

CERTIFICATE OF FAX TRANSMISSION
I hereby certify that the correspondence and all enclosed material were fully received and read in full by me and I have taken steps to ensure that the information is properly handled.

December 29, 2004
Glen L. Install, Esq.
Glen L. Install, Esq.

FACSIMILE TRANSMISSION REPORT

TO: Examiner R.W. Chin
FIRM: UNITED STATES PATENT AND TRADEMARK OFFICE
GROUP ART UNIT: 3711
SERIAL NO.: 10/956,893
FILING DATE: January 24, 2004
FAX NO.: (780) 872-9306
FROM: Glen L. Install
CLIENT CODE: LOCHT.116A
TOTAL NUMBER OF PAGES: 5 - (INCLUDING COVER SHEET)
DATE: December 29, 2004 TIME: 7:51 PM
IF YOU DID NOT RECEIVE ALL OF THE PAGES, PLEASE CALL BACK IMMEDIATELY.
Facsimile Operator Phone Number: (949) 760-0404
Direct Line to Machine: (949) 760-9502
MESSAGE: Enclosed for filing in the above-identified patent application is a Requested Position to Withdraw Holding of Abandonment.

RECEIVED BY: [Signature]
DATE: 12/29/2004
TIME: 7:51 PM
FAX NO.: (949) 760-9502
FROM: [Signature]
TO: [Signature]